

FILED
Clerk
District Court

JAN 26 2006

(CCC)

HOWARD TRAPP
Howard Trapp Incorporated
200 Saylor Building
139 Chalan Santo Papa
Magaña, Guam 96910
Telephone (671) 477-7000
Facsimile (671) 477-2040

For The Northern Mariana Islands
By _____
(Deputy Clerk)

Attorney for defendant Eric John Tudela Mafnas

DISTRICT COURT FOR THE
NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERIC JOHN TUDELA MAFNAS, et al.,

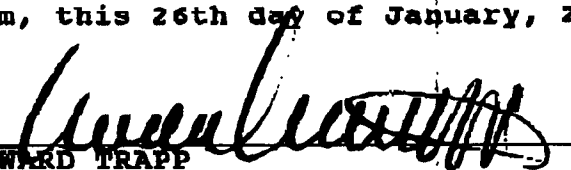
Defendants.

Case No. CR 04-00038

STATEMENT OF ISSUES
DEFENDANT ERIC JOHN
TUDELA MAFNAS INTENDS
TO PRESENT ON APPEAL

The issue defendant Eric John Tudela Mafnas intends to present on his appeal is whether the district court erred in denying the motion, a copy of which is hereto annexed as Exhibit A, together with every subsidiary issue fairly included therein.

Dated, at Magaña, Guam, this 26th day of January, 2006.


HOWARD TRAPP
Attorney for defendant
Eric John Tudela Mafnas

(Statement of Issues/EMafnas)

Dec-21-2005 15:22

From-US DISTRICT COURT, NMI

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DEC-21-05 12:56 PM HOWARD TRAPP INC.

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FILED
Clerk
District Court

DEC 21 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

(LDA)

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Hagåtña, Guam 96910
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Facsimile (671) 477-2040

Attorney for defendant
Eric John Tudela Mafnas

DISTRICT COURT FOR THE NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERIC JOHN TUDELA MAFNAS, et
al.,

Defendants.

Case No. CR 04 00038

MOTION BY DEFENDANT
ERIC JOHN TUDELA MAFNAS
TO DISMISS THE INDICTMENT

Hearing: JAN 19 2005 *6 am*

Time: 9:00 AM

Defendant Eric John Tudela Mafnas respectfully moves that the indictment be dismissed on the ground that Mafnas is being punished for the offenses charged therein, and for that reason a punishment of Mafnas other than and in addition to the punishment which

EXHIBIT A




**(MOTION BY DEFENDANT ERIC JOHN TUDELA MAFNAS TO DISMISS
THE INDICTMENT)**

Case No. CR 04-00038

he is already receiving is barred, as it would be violative of the double jeopardy guarantee
of the Fifth Amendment to the Constitution of the United States.

Dated at Hagåtña, Guam.

December 20, 2005.



HOWARD TRAPP
For HOWARD TRAPP INCORPORATED
Attorney for defendant
Eric John Tudela Mafnas

(MOTIONS/MtnToDismiss? F Mafnas)

DECLARATION OF SERVICE

I, Reina Y. Urbien, declare that I am an administrative assistant employed in the office of Howard Trapp, Esq., the attorney for defendant Eric John Tudela Mafnas herein, and that I served the document to which this declaration is annexed on the following:

Timothy E. Moran, Esq., Assistant United States Attorney, the attorney for plaintiff by transmitting a facsimile thereof to him at (670) 236-2985 and by mailing a copy thereof to him at P.O. Box 500377, Saipan, MP 96950, his last known facsimile telephone number and mailing address, respectively, all on January 26, 2006; and

G. Anthony Long, Esq., the attorney for defendant Charlie Kintaro Patris, by transmitting a facsimile thereof to him at (670) 235-4802 and by mailing a copy thereof to him at P.O. Box 504970, San Jose, Saipan, MP 96950, his last known facsimile telephone number and mailing address, respectively, all on January 26, 2006.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 26, 2006, at Hagåtña, Guam.


REINA Y. URBIEN